## UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF NORTH CAROLINA No. 1:16-cv-01395-WO-JEP

IRIS POUNDS, CARLTON MILLER,	
VILAYUAN SAYAPHET-TYLER,	)
RHODA HALL, and PIA TOWNES, on	)
behalf of themselves and all others	)
similarly situated,	)
Plaintiff,	<ul><li>) MOTION FOR EXTENSION OF TIME</li><li>) TO FILE RESPONSE TO MOTION TO</li></ul>
v.	REMAND TO STATE COURT
PORTFOLIO RECOVERY	, )
ASSOCIATES, LLC	)
	)
Defendant.	)

Pursuant to Rule 6 of the Federal Rules of Civil Procedure, and Local Rules 6.1 and 7.3(j), Portfolio Recovery Associates, LLC ("PRA") respectfully moves the Court for an extension of time within which to respond to the Plaintiffs' Motion to Remand to State Court. In support of the motion, defendant PRA shows unto the Court the the following:

- On December 20, 2016, Plaintiffs filed a Motion to Remand to State Court.
   (Doc. 11).
- 2. PRA's response to the Motion to Remand to State Court is due January 10,2017. Thus, PRA is making this motion before the current deadline expires.
- 3. PRA has not previously sought an extension of time to respond to the Motion to Remand to State Court.

- 4. Because of the holidays and preplanned office closures, PRA respectfully requests additional time in which to review Plaintiffs' motion. Specifically, PRA requests a fourteen (14) day extension to its deadline to respond to the Motion to Remand to State Court, making a response due on January 24, 2017.
- 5. Counsel for PRA has conferred with Plaintiffs' counsel on the requested extension. Plaintiffs' counsel does not object to this extension.
- 6. This extension of time is requested in good faith and not for purposes of delay.

WHEREFORE, defendant Portfolio Recovery Associates, LLC respectfully requests that the Court extend PRA's time for responding to the Motion to Remand to State Court for fourteen days, making the response due on January 24, 2017.

This the 3<sup>rd</sup> day of January, 2017.

## **ELLIS & WINTERS LLP**

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## **CERTIFICATE OF SERVICE**

I certify that I have this day electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification to all counsel and parties of record as follows:

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This the 3rd day of January, 2017.

/s/ Jon Berkelhammer
Jon Berkelhammer